

1577-109



Nixon & Vanderhye P.C. (10/99) (Domestic Assigned) Page 1

RULE 63 (37 C.F.R. 1.63)

PATORS DECLARATION FOR PATENT APPLICATION
E UNITED STATES PATENT AND TRADEMARK OFFICE

As a below named inventor, I hereby declare that my residence, mailing address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

natter	which is claimed and for which	hich a patent is soug	nt on the invention entitled: TISSUE GRAFT				
	ecification of which (check is attached hereto was filed on Jwas filed as PCT Internatio applicable to U.S. or PCT a	anuary 26, 2001 nal application No.	as U.S. Application Se	rial No.	09/769,769 on	(Atty	. Dkt. No. 1577-109)
mend lefined sted b vhich	Iment referred to above. I a d in 37 C.F.R. 1.56. I heret below and have also identifi priority is claimed or, if no p	acknowledge the dut by claim foreign prior ied below any foreign	e contents of the above identifier to disclose to the Patent Office ty benefits under 35 U.S.C. 11 application for patent or inventore the filing date of this applic	e all inform 9/365 of an tor's certific	ation known to m v foreign applicat	e to be materi ion(s) for pate	al to patentability as int or inventor's certific
TIOTILY	/ Foreign Application(s): Application Number	er	Country			Da	y/Month/Year Filed
hereb	by claim the benefit under 3 Application Number 60/178,632		any United States provisional a Date/Month/Year Fi 28 January 2000	led	s) listed below.		
rior l	by claim the benefit under 3 J.S./PCT Application(s): cation Serial No.	5 U.S.C. 120/365 of	all prior United States and PCT		nal applications lis		below. Status: patented ending, abandoned
e true mprise	e; and further that these sta onment, or both, under Sec ation or any patent issued the	tements were made tion 1001 of Title 18 hereon And on beh	own knowledge are true and with the knowledge that willful of the United States Code and alf of the owner(s) hereof, I her 8th Floor, Arlington, VA 2220	alse staten that such v ebv ask tha	nents and the like villful false statem at all communicati	eso made are lents may jeop ions in this ma	punishable by tine or pardize the validity of the tter be directed to:
	Inventor's Signature:	2-7	Chauch			Date: 4	12/01
	Inventor:	Jeremy (firet)	D. MI		Ollerenshaw (last)	82	(citizenship)
	Residence: (city)	(first) Marietta	IVII	(state/cou	` '		(Citizorial lip)
	Mailing Address:		Marietta, Georgia	· ·			
	(Zip Code)	30062					
	Incombania Cinnatona	Hore !	4/1,		ı	Date: 1/3	61
	Inventor's Signature: _ Inventor:	Steven	Jan		Goldstein	Date. 170	U.S.A.
	inventor.	(first)	MI		(last)		(citizenship)
	Residence: (city)	Atlanta	_	(state/cou	ntry) <u>Georgia</u>		
	Mailing Address:	2939 Greenbrook	Way, Atlanta, Georgia				
	(Zip Code)	30345					
		1.10	ZLL			Date: 4/2	(0)
3.	Inventor's Signature:	ر مسر	S.		Black	Date: 7/2	U.S.A.
	Inventor:	(firet)	S. MI		(last)		(citizenship)
	Residence: (city)	(first) Acworth	1411	(state/cou			(SINESTISTIP)
	Mailing Address:		Trail, Acworth, Georgia	(51010)000	,/ <u></u>		
	mailing Address.	19/1 Eppergrass	rian, Acronin, Georgia				
	(Zip Code)	30101					

FOR ADDITIONAL INVENTORS, check box $\ \square$ and attach sheet with same information and signature and date for each.



OMB No. 0651-0011 (12/31/86) Applicant or Patentee: Attorney's Dkt. No. 1577-109 **OLLERENSHAW** et al 09/769.769 Serial or Patent No.: Filed or Issued: January 26, 2001 **TISSUE GRAFT** For: **VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY** STATUS [37 19(f) and 1.27(c)] - SMALL BUSINESS CONCERN I hereby declare that I am the owner of the small business concern identified below: an official of the small business concern empowered to act on behalf of the concern identified below: NAME OF CONCERN CRYOLIFE, INC. ADDRESS OF CONCERN 1655 Roberts Boulevard, NW, Kennesaw, Georgia 30144 I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both. I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled: **TISSUE GRAFT** described in by inventors OLLERENSHAW et al the specification filed herewith. __ , filed January 26, 2001 application Serial No. 09/769,769 ___ , issued patent No. If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor who could not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e). *NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities (37 CFR 1.27) Name Address Small Business Concern Nonprofit Organization Individual Name Address Small Business Concern Nonprofit Organization Individual I acknowledge the duty to file, in this application of patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. [37 CFR 1.28(b)] I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed. NAME OF PERSON SIGNING Serior Vice President, RESEARCH + DEVELOPMENT TITLE OF PERSON OTHER THAN OWNER 1655 Roberts BIUP NN KENNESAN GA ADDRESS OF PERSON SIGNING

SIGNATURE